



David Douglas Winters
B.S., M.S., D.LL., J.D.

February 28, 2006

USPTO
Attn: Diego F. F. Gutierrez, Supervisory Examiner
Art Unit: 2859
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Patent Application # 10/772,039
030716 (R) Richter

Dear Mr. Gutierrez:

Enclosed, you will find a Memo pertaining to our phone conference today, February 28, 2006.

Thank you for your time and guidance in handling this matter. If you have any questions or concerns, please feel free to contact me.

*Thanks for your
help and attention!
David*

Very respectfully,

David Douglas Winters
USPTO reg. # 50,746

DDW/pss
Enclosure

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MEMO

DATE: 2/28/2006
TO: USPTO SUPERVISORY EXAMINER DIEGO F. F. GUTIERREZ, ART UNIT: 2859
FROM: DAVID DOUGLAS WINTERS, USPTO REG. # 50,746
RE: APPLICATION # 10/772,039 (RICHTER ET AL)

Docket Number: 030716 (R) Richter

DDW: Informal fax correspondence is in progress with examiner Tania Courson, who is now on maternity leave. She indicated we were very close to agreed allowance at the last fax.

I sent the last fax on 07 October 2005. No response yet received. The 90 day due date is now past. In order to meet next response deadline, I propose to terminate the present informal procedure and submit a formal response based on the most recent fax exchange, in expectation of allowance.

DFFG: I concur with your plan. That will give the new examiner time to get up to speed on your file.

Please phone me about 1 month (minimum) after submission to review status.

DDW/PSS